

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**STEPHEN McCULLOM, et al.,  
Plaintiffs,**

**v.**

**BRAD LIVINGSTON, et al.,  
Defendants.**

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**CIVIL ACTION NO. 3:12-CV-02037**

**DEFENDANT UTMB'S RESPONSE TO PLAINTIFFS' MOTION TO QUASH  
AND DEFENDANT'S MOTION TO COMPEL DEPOSITIONS**

**Exhibit A**

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS

DALLAS DIVISION

STEPHEN MCCOLLUM, et al, )  
Plaintiffs, )  
V. ) C.A. No. 3:12-CV-02037  
BRAD LIVINGSTON, et al, )  
Defendants. )

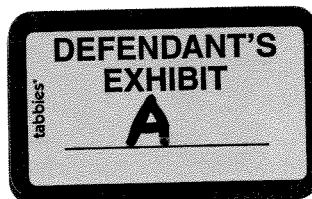
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ORAL DEPOSITION OF  
STEPHEN MICHAEL MCCOLLUM

November 22, 2013

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ORAL DEPOSITION OF STEPHEN MICHAEL MCCOLLUM,  
produced as a witness at the instance of the Defendant  
University of Texas Medical Branch and duly sworn, was  
taken in the above-styled and numbered cause on the 22nd  
of November, 2013, from 3:35 p.m. to 5:22 p.m., before  
DEBRA L. MCGREW, CSR in and for the State of Texas,  
reported by machine shorthand at the offices of Edwards  
Law, 1101 E. 11th Street, Austin, Texas, pursuant to the  
Federal Rules of Civil Procedure.



1 A. Her name was Nicole, NICOLE, maiden name  
2 Jorgenson, and now it's -- she's remarried.

3 Q. And were you ever married to anybody else?

4 A. No. Just that and my current wife.

5 Q. Okay. I want to ask you some questions  
6 primarily about your father.

7 A. Yes, ma'am.

8 Q. Many of them are going to be the same.

9 A. I understand.

10 Q. Do you know whether your father was ever  
11 diagnosed with diabetes?

12 A. I do not. I only know what he told my sister  
13 as -- as far as like them saying that he had diabetes  
14 while he was in -- in jail because of his blood sugar  
15 and things like that and them putting him on medicine  
16 for diabetes while in jail.

17 Q. Okay. So you -- you just told me a lot of  
18 stuff in that one little sentence.

19 A. Okay. Sorry.

20 Q. That's okay. Did -- is it -- okay.

21 What is your understanding of who told  
22 your dad that he had diabetes?

23 A. I'm --

24 Q. Or tell me that again.

25 A. Okay. I would say whenever he went to jail in

1 knew anything about the records as far as how he was  
2 doing, you know, did he have diabetes, things like that,  
3 but I -- I never got a straight answer and I did not see  
4 the medical reports, so I do not know.

5 Q. What's your uncle's name?

6 A. Randy Donaldson. He was just a jailer.

7 Q. Okay. Do you remember whether he was going to  
8 make -- keep a special eye on your dad or anything?

9 A. He -- he probably would, but he was just intake  
10 so he -- he never went beyond that.

11 Q. Didn't have a lot of power at the jail or  
12 anything?

13 A. Yes, ma'am, yes, ma'am.

14 Q. Okay. What about for hypertension or high  
15 blood pressure? Did you ever know whether your dad had  
16 been diagnosed with that?

17 A. I did not, no.

18 Q. Did you ever hear either your Uncle Terry or  
19 your mom say, you know, Watch his salt, he's got that  
20 high blood pressure, anything like that?

21 A. I've never heard that. I mean I -- my personal  
22 knowledge is that several people on that side of the  
23 family do deal with that, but I -- I've never heard it  
24 specifically told about my father until after, you know,  
25 we heard everything during this trial or --

1 get involved with it. That's just how he was.

2 Q. Did -- Did he say whether -- and I -- I think I  
3 know the answer to this, but did he say whether your dad  
4 had asked the guards or the other people for either a  
5 cup or a lower bunk or different shoes that was denied?  
6 Do you see what I'm saying?

7 A. He did not say that specifically, no. I -- I  
8 do not know the answer to that.

9 Q. Okay. And -- and I assume you never got a call  
10 from your dad saying, Hey, can you send me a cup and  
11 some shoes?

12 A. I did not. I -- I wish I would have.

13 Q. Did you consider your father to be disabled?

14 MR. MEDLOCK: Object to the extent that it  
15 calls for a legal conclusion.

16 Q. (BY MS. COOGAN) Okay. Go ahead.

17 A. In -- during that time, yes, because -- because  
18 of his knee and his obesity, yes, I -- disabled, yes.

19 Q. Because of his knee and his obesity?

20 A. Yes, ma'am.

21 Q. Okay. And his knee being from the automobile  
22 accident?

23 A. Yes, ma'am.

24 Q. Did his doctor from the automobile accident  
25 give him any kind of a cane or special walking